

## REQUEST FOR CORRECTED FILING RECEIPT

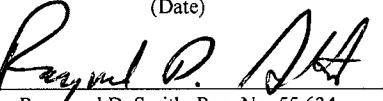
Applicant : Hart et al.  
 Appl. No. : 10/577,627  
 Filed : April 28, 2006  
 For : ISOLATED CD4+ T CELLS  
       DEFINED BY CMRF-35 AND  
       CD45RO  
 Art Unit : 1644

## CERTIFICATE OF EFS WEB TRANSMISSION

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September 11, 2007

(Date)



Raymond D. Smith, Reg. No. 55,634

Commissioner for Patents  
 P.O. Box 1450  
 Office of Initial Patent Examination  
 Customer Service Center  
 Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby request that the Official Filing Receipt, a marked-up copy of which is enclosed, be corrected to reflect Foreign Application number 2003905953. Presently, the Filing Receipt incorrectly shows the Foreign Application number as 2033905953. The following is enclosed as evidence of the proper filing date:

Application Data Sheet.  
 Face page of International Application No. PCT/AU2004/001493.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: September 11, 2007

By: Raymond D. Smith

Raymond D. Smith  
 Registration No. 55,634  
 Agent of Record  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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APPL NO.	FILING OR 371(c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	TOT CLMS	IND CLMS
10/577,627	04/28/2006	1644	3080	DAVI257.004APC	37	9

20995  
 KNOBBE MARTENS OLSON & BEAR LLP  
 2040 MAIN STREET  
 FOURTEENTH FLOOR  
 IRVINE, CA 92614

CONFIRMATION NO. 9936  
 CORRECTED FILING RECEIPT



"OC000000025146921"

Date Mailed: 08/02/2007

Receipt is acknowledged of this nonprovisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

Derek Nigel John Hart, Dutton Park, AUSTRALIA;  
 Georgina Jane Clark, Dutton Park, AUSTRALIA;

**Assignment For Published Patent Application**

The Corporation of the Trustees of the Order of the Sisters of Mercy in Queensland, South Brisbane, AUSTRALIA

**Power of Attorney:** The patent practitioners associated with Customer Number 20995.

**Domestic Priority data as claimed by applicant**

This application is a 371 of PCT/AU04/01493 10/28/2004

**Foreign Applications**

AUSTRALIA 2003905953-10/29/2003

2003905953

**If Required, Foreign Filing License Granted:** 04/28/2007

**The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is US10/577,627**

**Projected Publication Date:** 08/09/2007

**Non-Publication Request:** No

**Early Publication Request:** No

**Title**

Isolated cd4+ t cells defined by cmrf-35 and Cd45ro

**Preliminary Class**

424

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Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

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Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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**Title 35, United States Code, Section 184**

**Title 37, Code of Federal Regulations, 5.11 & 5.15**

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## APPLICATION DATA SHEET

### Application Information

Application Type:: Regular  
Subject Matter:: Utility  
Title:: ISOLATED CD4+ T CELLS DEFINED BY CMRF-35  
AND CD45RO  
Attorney Docket Number:: DAVI257.004APC  
Request for Early Publication?:: No  
Request for Non-Publication?:: No  
Small Entity?:: No

### Inventor Information

Applicant Authority Type:: Inventor  
Primary Citizenship Country:: New Zealand  
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#### **Representative Information**

Representative Customer Number:: 20,995

**Domestic Priority Information**

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This Application	National Stage of	PCT/AU2004/001493	10/28/04

**Foreign Priority Information**

Country::	Application Number::	Filing Date::	Priority Claimed::
Australia	2003905953	10/29/03	Yes

**Assignment Information**

Assignee Name:: The Corporation of the Trustees of the Order of the  
Sisters of Mercy in Queensland  
Street:: Raymond Terrace  
City:: South Brisbane  
State or Province:: Queensland  
Country:: Australia  
Postal or Zip Code:: 4101

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042506

(12) INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

(19) World Intellectual Property Organization International Bureau



(43) International Publication Date  
12 May 2005 (12.05.2005)

PCT

(10) International Publication Number  
**WO 2005/042729 A1**

(51) International Patent Classification: **C12N 5/08** (74) Agents: **HUGHES, E., John, L. et al.; Davies Collison Cave, 1 Nicholson Street, Victoria, Melbourne 3000 (AU).**

(21) International Application Number: **PCT/AU2004/001493**

(81) Designated States (unless otherwise indicated, for every kind of national protection available): AE, AG, AI, AM, AT, AU, AZ, BA, BB, BG, BR, BW, BY, BZ, CA, CH, CN, CO, CR, CU, CZ, DE, DK, DM, DZ, EC, EE, EG, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NA, NI, NO, NZ, OM, PG, PH, PL, PT, RO, RU, SC, SD, SE, SG, SK, SL, SY, TJ, TM, TN, TR, TT, TZ, UA, UG, US, UZ, VC, VN, YU, ZA, ZM, ZW.

(22) International Filing Date: 28 October 2004 (28.10.2004)

(25) Filing Language: **English**

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(71) Applicant (for all designated States except US): **THE CORPORATION OF THE TRUSTEES OF THE ORDER OF THE SISTERS OF MERCY IN QUEENSLAND [AU/AU]; Raymond Terrace, South Brisbane, Queensland 4101 (AU).**

Published:

— with international search report

For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

WO 2005/042729 A1

(54) Title: ISOLATED CD4+ T CELLS DEFINED BY CMRF-35 AND CD45RO

(57) Abstract: The present invention relates generally to a method for the treatment or prophylaxis of a condition which provokes, or is exacerbated by, an immunological response. The present invention further enables methods of diagnosis of conditions which provoke, or are exacerbated by, an immunological response. The present invention further provides therapeutic and diagnostic agents for conditions which provoke, or are exacerbated by, an immunological response. The present invention further provides compositions of cells defining a sub-population of CD4+ T cells defined by CMRF-35 and CD45RO.